

USDC SDNY
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: Index No.: 07-cv-10969 (RWS)
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: **ORDER TO SHOW CAUSE**

Upon the Motion of Plaintiff, through its attorneys Hill Rivkins & Hayden LLP, for a Stay of Execution of Judgment Vacating the Writ of Maritime Attachment and/or for Approval of a Substitute or Reduced Supersedeas Bond, and upon the annexed Affirmation of John J. Sullivan, sworn to on February 7, 2008, and accompanying Memorandum of Law, and good cause having been shown, it is on this 8th day of February, 2008.

ORDERED that Defendant Aspen Infrastructures, Ltd., through its attorneys, appear before the Court at 500 Pearl Street, New York, New York 10006 on the 12th day of February, 2008 at noon to then and there show cause why and order should not be issued pursuant to Federal Rule of Civil Procedure 62(c) and/or 62(d) staying execution of the Judgment entered

on the court docket on February 4, 2008 vacating the maritime attachment of funds in the hands of garnishee U.S. Bank; and it is further

ORDERED that personal service of a copy of this Order to Show cause, Motion for Stay of Execution of Judgment, Memorandum of Law, and Affirmation of John J. Sullivan upon

Defendant Aspen Infrastructures, Ltd.'s counsel of record on or before 5 PM on February

8, 2008 shall be deemed good and proper service thereof; and it is further

ORDERED that papers in opposition, if any, shall be filed and served no later than

noon on February 17, 2008

No application for the relief sought on this Order to Show Cause has been sought by any party previously in this case or any other court.

Dated: New York, New York

February 8, 2008


UNITED STATES DISTRICT JUDGE